



RES. 2005-5914            F-3b.    Alderman Solomon moved to adopt Resolution No. 2005-5914, IDRB-            RESOLUTION RELATING TO WAIVER OF SECTION WASTE            66.1103(11)(B)1. IN CONNECTION WITH AN INDUSTRIAL MANAGEMENT            DEVELOPMENT REVENUE BOND FINANCING ON BEHALF OF WASTE MANAGEMENT OF WISCONSIN, INC. Seconded by Alderman Olson. All voted Aye; motion carried.

FINANCIAL            F-4.    Alderman Solomon moved to allow City's Financial Advisor to also ADVISOR            act as an underwriter for the issuance of \$10,000,000 in General Obligation Promissory Notes currently scheduled for July 26, 2005 sale. Seconded by Alderman Skowronski. On roll call Aldermen Solomon, Hammelman, Kosovich, Sohns and Skowronski voting Aye; Alderman Olson voting No, motion carried.

TAX INCREMENTAL    F-5.    Alderman Olson moved to reconsider action taken on 6/21/05 to adopt FINANCING NO. 3            Resolution No. 2005-5906 creating, describing and making certain AND 4            findings and approving project plans for Tax Incremental District No. 3, City of Franklin, Wisconsin and Resolution No. 2005-5907 creating, describing and making certain findings and approving project plans for Tax Incremental District No. 4, City of Franklin, Wisconsin. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

Alderman Sohns moved to suspend rules to allow Mr. Grintjes to speak.

Alderman Sohns moved to adopt Resolution No. 2005-5906, A RESOLUTION CREATING, DESCRIBING AND MAKING CERTAIN FINDINGS AND APPROVING PROJECT PLAN FOR TAX INCREMENTAL DISTRICT NO. 3, CITY OF FRANKLIN, WISCONSIN AND Resolution No. 2005-5907, A RESOLUTION CREATING, DESCRIBING AND MAKING CERTAIN FINDINGS AND APPROVING PROJECT PLAN FOR TAX INCREMENTAL DISTRICT NO. 4, CITY OF FRANKLIN, WISCONSIN subject to the Joint Review Board receiving from the City of Franklin by this particular action, the choice to include in the project plan it's originally suggested language which appears at page 59 of the Common Council agenda packet providing that "the increases not to exceed 15% of the total project costs without reconvening the Joint Review Board" or in the alternative, in the discretion of the Joint Review Board upon it's consideration that language appearing at page 59 of the Council agenda providing as follows: "however, for increases in excess of 15% of total project costs, the City would pursue an amendment to the plan in accordance with the amendment procedures specified in Section 66.1105(4)(h) of the Wisconsin Statutes, which include review by the Joint Review Board."; the decision on which alternative plan provision language to be made and is hereby this action delegated to the Joint Review Board and in all other respects the two resolutions and their project plans for TID #3 and TID #4 be approved. Seconded by Alderman Olson. On roll call, all voted Aye; motion carried.

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- RES. 2005-5915  
MMSD-  
ACQUISITION OF  
LAND
- F-6. Alderman Sohns moved to adopt Resolution No. 2005-5915, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE AN INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE CITY OF FRANKLIN AND THE MILWAUKEE METROPOLITAN SEWERAGE DISTRICT CONCERNING THE ACQUISITION OF 71.68 ACRES LOCATED NORTH OF W. DREXEL AVENUE, SOUTH OF W. MARQUETTE AVENUE AT APPROXIMATELY THE SOUTH 4400 BLOCK, FOR CONSERVATION PURPOSES AS PART OF THE DISTRICT CONSERVATION PLAN TO PREVENT FUTURE FLOODING. Seconded by Alderman Solomon. All voted Aye; motion carried.
- RES. 2005-5916  
MMSD-  
EASEMENT
- F-7. Alderman Sohns moved to adopt Resolution No. 2005-5916, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A CONSERVATION EASEMENT GRANT BY THE CITY OF FRANKLIN TO THE MILWAUKEE METROPOLITAN SEWERAGE DISTRICT PERTAINING TO 71.68 ACRES LOCATED NORTH OF W. DREXEL AVENUE, SOUTH OF W. MARQUETTE AVENUE, AT APPROXIMATELY THE SOUTH 4400 BLOCK, FOR CONSERVATION PURPOSES AS PART OF THE DISTRICT CONSERVATION PLAN TO PREVENT FUTURE FLOODING. Seconded by Alderman Solomon. All voted Aye; motion carried.
- PLANNED  
DEVELOPMENT  
DISTRICT NO. 18
- F-8. Alderman Sohns moved to direct the Plan Commission to take up the consideration of an ordinance to amend Planned Development District No. 18 to revisit the general administration of applicable laws associated with Planned Development District No. 18, including the review and approval of land use and of site and building plans, in the Community Development Authority and to schedule the subject matter for a public hearing accordingly. Seconded by Alderman Solomon.
- Alderman Sohns then withdrew motion and Alderman Solomon withdrew second.
- Alderman Sohns moved to approve his previous motion. Seconded by Alderman Olson. On roll call, Aldermen Skowronski, Sohns, Kosovich and Olson voted Aye; Aldermen Hammelman and Solomon voted No. Motion carried.
- DONATION
- F-9. Alderman Sohns moved to accept the donation of \$2,500 from Waste Management Company to be placed in the fire prevention/fire education account to support public safety program. Seconded by Alderman Kosovich. All voted Aye; motion carried.

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- MMSD-SALE OF EXCESS LAND            F-10.    Alderman Hammelman moved to deny the offer from Milwaukee Metropolitan Sewerage District to purchase any or all of the following properties: 3432 W. Rawson Avenue, 7221 S. 35th Street, 7235 S. 35th Street and 3211 W. College Avenue at a sale price of \$1.00 each. Seconded by Alderman Olson. All voted Aye; motion carried.
- RES. 2005-5917 PARK DEVELOPMENT            F-11.    Alderman Sohns moved to adopt Resolution No. 2005-5917, A RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE AN AGREEMENT WITH J. KASIAN & SONS FOR \$296,454.00 AND PROCEED WITH 2005 PARK DEVELOPMENT AT JACK E. WORKMAN AND LIONS LEGEND PARKS WITH TOTAL PROJECT COST NOT TO EXCEED \$329,953.00. Seconded by Alderman Solomon. All voted Aye; motion carried.
- PLAYGROUND EQUIPMENT PURCHASE            F-12.    Alderman Solomon moved to authorize the purchase and installation of playground equipment at Lions Legend Park expansion from Miller & Associates, as specified in design drawing #3027410, at a cost of \$24,090.00 with a total project cost not to exceed \$25,590.00. Seconded by Alderman Skowronski. All voted Aye; motion carried.
- RES. 2005-5918 FINAL PLAT-RIVER HIGHLANDS            F-13.    Alderman Sohns moved to adopt Resolution No. 2005-5918, RESOLUTION APPROVING A FINAL PLAT FOR RIVER HIGHLANDS, RIVER HIGHLANDS, LLC, (located approximately south of 51st Street and west of Drexel Avenue) as corrected. Seconded by Alderman Olson. All voted Aye; motion carried.
- RES. 2005-5919 AGREEMENT-RIVER HIGHLANDS SUBDIVISION            F-14.    Alderman Sohns moved to adopt Resolution No. 2005-5919, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A SUBDIVISION DEVELOPMENT AGREEMENT WITH THE DEVELOPER OF RIVER HIGHLANDS SUBDIVISION. Seconded by Alderman Hammelman. All voted Aye; motion carried.
- ORD. 2005-1846 UDO-PLANNED DEVELOPMENT #14            F-15.    Alderman Hammelman moved to adopt Ordinance No. 2005-1846, AN ORDINANCE TO AMEND SECTION 15-3.0419 OF THE UNIFIED DEVELOPMENT ORDINANCE PERTAINING TO PLANNED DEVELOPMENT DISTRICT NUMBER 14 (SECTION 15-3.0419: Jewel-Osco/Home Depot) as corrected. Seconded by Alderman Olson. All voted Aye; motion carried.
- RES. 2005-5920 SPECIAL USE-MAXIM REALTY & DEVELOPMENT LLC            F-16.    Alderman Hammelman moved to adopt Resolution No. 2005-5920, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR PROPERTY LOCATED (APPROXIMATELY 6525 SOUTH 27TH STREET) (ROBERT ZACHARIAS, MAXIM REALTY & DEVELOPMENT LLC) as corrected. Seconded by Alderman Kosovich. All voted Aye; motion carried.

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- PLAN COMMISSION RULES AND PROCEDURES F-17. Alderman Skowronski moved to approve the Plan Commission Administrative Rules and Procedures as reviewed by the City Attorney and as recommended for approval by the Plan Commission. Seconded by Alderman Kosovich. All voted Aye; motion carried.
- RES. 2005-5921 S. 31ST STREET AGREEMENT F-18. Alderman Hammelman moved to adopt Resolution No. 2005-5921, A RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH SINGLE SOURCE, INC. FOR REAL ESTATE SERVICES TO ACQUIRE RIGHT-OF-WAY FOR THE CONSTRUCTION OF S. 31ST STREET FROM A POINT 2240 FEET NORTH OF W. DREXEL AVENUE TO W. RAWSON AVENUE, subject to approval of Tax Incremental Financing #3 by Joint Review Board and review by the City Attorney. Seconded by Alderman Sohns. All voted Aye; motion carried.
- FUNDING-S. 31ST STREET EXTENSION F-19. Alderman Sohns moved to table the determination of the method of funding for the installation of sanitary sewer and water main for the extension of S. 31st Street from approximately 1/2 mile north of W. Drexel Avenue to W. Rawson Avenue. Seconded by Alderman Solomon. All voted Aye; motion carried.
- FUNDING-WATER MAIN-S. 27TH STREET F-20. Alderman Sohns moved to table the determination of the method of funding for the installation of water main on S. 27th Street from W. Ryan Road to W. Oakwood Road and for the installation of sanitary sewer and water main on W. Oakwood Road from S. 27th Street to a point 1/2 mile to the west. Seconded by Alderman Solomon. All voted Aye; motion carried.
- S. 27TH STREET WATER MAIN PROJECT F-21. Alderman Sohns moved to direct staff to advertise for bids for the water main extension on S. 27th Street from W. Ryan Road to W. Oakwood Road and return the bids for action at a future meeting. Seconded by Alderman Solomon. All voted Aye; motion carried.
- RES. 2005-5922 EASEMENTS-STONEHEDGE SUBDIVISION F-22. Alderman Solomon moved to adopt Resolution No. 2005-5922, A RESOLUTION ACCEPTING EASEMENTS FOR STORM, SANITARY SEWER AND TEMPORARY TURN AROUND IN STONE HEDGE SUBDIVISION ADDITION NO. 1. Seconded by Olson. All voted Aye; motion carried.
- RES. 2005-5923 VEHICLE PARKING-OAK LEAF TRAIL F-23. Alderman Sohns moved to adopt Resolution No. 2005-5923, A RESOLUTION REQUESTING MILWAUKEE COUNTY TO CONSTRUCT VEHICLE PARKING AT THE TRAIL HEADS LOCATED AT W. DREXEL AVENUE AND W. PUETZ ROAD, Oak Leaf Trail. Seconded by Alderman Olson. All voted Aye; motion carried.

- W. ASHLAND WAY F-24. Alderman Sohns moved to authorize staff to advertise for bids for the removal of W. Ashland Way west of S. Oakwood Park Drive and the construction of a cul-de-sac at the end of W. Ashland Way with the understanding that the Common Council will not award bids until after closing. Seconded by Alderman Olson. All voted Aye; motion carried.
- ADDRESS F-25. Alderman Sohns moved to table the address signing in rural areas  
SIGNS program until Aldermen Kosovich or Aldermen Skowronski puts back on Council agenda & that Council is in support but funding is not available at this time. Seconded by Alderman Hammelman. All voted Aye; motion carried.
- PERFORMANCE F-26a. Alderman Sohns moved to proceed with Johnson Control  
CONTRACTING Performance Contracting offer at no cost, with the following conditions: 1) That the Mayor appoint a Project Manager to insure that Phase I report be presented to the Common Council at the September 6, 2005 Committee of the Whole meeting; 2) That the City Attorney confirm that Johnson Control's Phase I report is protected as a Trade Secret, or otherwise exempt from Open Records requirements; 3) That a second phase would only be considered if projected capital costs were between \$ 0.5 and \$ 1.5 million, with an eight year return on investment and 4) That sufficient staff support is committed to insure that Johnson Controls acquires the information they need to meet the Phase I project schedule. Mayor Taylor then appointed City Engineer Bennett at the Project Manager. Seconded by Alderman Olson. All voted Aye; motion carried.
- NON-SUFFICIENT F-26b. No action by the Common Council is necessary with the  
FUND CHECK understanding that the Police Department will change No. IV.A.6 on  
CASES Page 3 of the "Forgery, NSF, Account Closed Worthless Check Investigation Guidelines" from \$100 to \$250, as recommended by the Finance Committee.
- ADMINISTRATIVE F-26c. The Director of Administration will send a memo to the Chairman of  
RULES & the Boards and Commissions that have not yet submitted  
PROCEDURES Administrative Rules & Procedures to the Common Council, to prepare and submit them by September 1, 2005.
- GO-CARTS & F-26d. Alderman Solomon moved to refer updating ordinance prohibiting go-  
MINI-BIKES carts, mini-bikes and ATV's in residential zoned areas to City staff, Police Chief & City Attorney for draft language. Seconded by Alderman Sohns. All voted Aye; motion carried.
- CITY F-26e. Alderman Solomon moved to appoint Jerome Schaefer as Acting City  
FORESTER Forester for a term not to exceed 6 months and direct staff & City Attorney to find appropriate qualifications & report back to Common Council. Seconded by Alderman Skowronski. All voted Aye; motion carried.

CLOSED SESSION- CIVIC CENTER AREA F-27. Alderman Solomon moved to enter closed session at 9:14 p.m. pursuant to §19.85(1)(e), Stats, to consider an offer to sell property to the City for public purposes in the Civic Center Area and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

The Common Council reentered open session at 9:29 p.m.

CIVIC CENTER AREA-CONTINUED Alderman Solomon moved to direct City Attorney & City staff to proceed with the negotiation of the proposed voluntary acquisition pursuant to such actions and procedures as required by law and with such terms as authorized by the Common Council in closed session and that such negotiations shall include municipal inspection conditions as well as an environmental phase I survey to be a condition and the costs of that phase I environmental survey not to exceed the sum of \$2,500.00 with those funds initially be payable from contingency with ultimate funding determined upon specified public uses, the potential public uses of the proposed property at this time could be multiple. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.

APPOINTMENTS G-1. Alderman Olson moved to confirm the Mayoral appointment of Jeanine Olson, term expires 7/1/07, to the Civic Celebrations Commission. Seconded by Alderman Solomon. All voted Aye; motion carried.

Alderman Sohns moved to confirm the Mayoral appointment of Marvin Wolff to the Waste Facilities Monitoring Committee. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried.

RES. 2005-5924 WASTE FACILITY SITING COMMITTEE G-2. Alderman Kosovich moved to adopt Resolution No. 2005-5924, A RESOLUTION TO APPOINT A CITY OF FRANKLIN MEMBER TO THE WASTE FACILITY SITING COMMITTEE TO FILL A VACANCY PURSUANT TO §289.33(7)(d), STATS. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

MISCELLANEOUS LICENSES H-1. Alderman Solomon moved to grant the following licenses subject to meeting all licensing requirements:

Amusement Device to: American Entertainment, Kenneth Grothman, W337 S5059 Hwy. GG, Dousman and National Coin, Inc., d/b/a National Amusement, Janis Thein, 2740 S. Ninth Place, Milwaukee;

Temporary Class B Beer to: Franklin Lions Club, David Lindner, St. Martin's Fair on September 4 & 5, 2005 and Franklin Memorial VFW Post #5272, James Champagne, St. Martin's Fair on September 4 & 5, 2005;

LICENSES  
CONTINUED

- H-1. Fee waivers to Franklin Lions Club, David Lindner, fees for temporary Class B on September 4 & 5, 2005 & yearly St. Martin's Fair food & peddler permit subject to City fees incurred; Franklin Memorial VFW Post #5272, James Champagne, fees for temporary Class B on September 4 & 5, 2005 & yearly St. Martin's Fair Food & Peddler Permit subject to City fees incurred and St. Martins of Tours Parish School, Jeanne Johnson, 7933 S. 116th Street, fees for temporary food, soda, Class B Beer & Wine & Entertainment and Amusement-Casubi Night Fundraiser on 9/24/05 subject to City fees incurred;

Temporary Class B Beer & Wine and Temporary Entertainment & Amusement to St. Martin of Tours Parish School, Jeanne Johnson, 7933 S. 116th Street, Casino Night Fundraiser on 9/24/05;

2005-06 Operator License to Eric A. Balcerowski, 1190 W. Ryan Road; John D. Braovac, 405 Lindsay Lane, Brookfield; Donald W. Brick, 11016 W. Church Street; Katrina M. Chesnik, W177 S8050 Brennan Drive, Muskego; Halina Grochowski, 10407 S. George Drive, Oak Creek; Tammy S. Kaishian, 2323 S. 92nd Street, West Allis; Jesse P. Martinez, Jr., 1429 Chatham Street, Racine; Rachelle L. Mazola, 8432 W. Ryan Road; Brian J. Niznansky, 1912 E. Linnwood Avenue #6, Milwaukee; Robert J. Pasquali, 7940 S. Wildwood Dr. #7, Oak Creek; Diane L. Winkowski, 7024 S. Lovers Lane Road; John P. Winkowski, 7024 S. Lovers Lane Road; Armando Torrijos Alcantara, 924 W. Heyes, Milwaukee; Wendy Jo Heiden, 7124 W. Wisconsin Avenue, Wauwatosa; Kelly A. Hendzel, 3770 S. Spruce Road, New Berlin; Heather L. Hilger, 3427 S. Logan Avenue, Milwaukee; Nicole A. Kleineider, 6612 S. 27th Street, Oak Creek; Sara B. Keuer, 3940 S. Tara Hill Drive, Greenfield; Marycela Nunez, 1447 S. 51st Street, West Milwaukee; Brian R. Stillman, 4343 N. 39th Street, Milwaukee; Theresa A. Moore, 9809 S. 76th Street and Inderjit Singh, 6430 S. 35th Street #2 with warning letter from City Clerk;

2004-05 Operator License to Jody L. Haase, 2431 W. Carroll Avenue, Oak Creek; Rynne L. Miller, 3332 S. 53rd Street, Milwaukee and Kelly A. Hendzel, 3770 S. Spruce Road, New Berlin;

Class A Combination License to Kwik Stop, Gurnam S. Kooner, 8305 S. 27th Street;

and also moved to hold 2004-05 & renew 2005-06 Operator License to Lucky Y. Elmer, 4601 S. First Street #332, Milwaukee subject to appearing before the License Committee and Jennifer Kleinschnilz, 11621 W. Orange Avenue, Hales Corners subject to appearing before the License Committee;

LICENSES  
CONTINUED

and also moved to hold 2005-06 Operator License to Corey L. White, 6361 S. 27th Street #89 subject to appearing before the License Committee; Nicholas M. Packard, 4721 Gunderson Road, Waterford subject to appearing before the License Committee and Erica R. Thompson, 1114 S. 63rd Street, West Allis subject to appearing before the License Committee;

No action necessary for Class B Combination for The Wild Breed Saloon, Cynthia Girmscheid, 11430 W. Swiss Street;

and also moved to deny 05-06 Operator License for Michael J. Grabowski, 3702 E. Adams Avenue, Cudahy for habitual law offender contrary to §125.04(5)(a) and (b). Seconded by Alderman Sohns. All voted Aye; motion carried.

VOUCHERS

- I-1. Alderman Sohns moved to approve City vouchers in the range of 111940 thru 112210 in the amount of \$1,325,289.13. Seconded by Alderman Hammelman. On roll call, all voted Aye; motion carried.

PAYROLL

Alderman Skowronski moved to approve net payroll of June 24, 2005 in the amount of \$293,416.29. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

Alderman Olson moved to approve net payroll of July 8, 2005 in the amount of \$302,961.13. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

ADJOURNMENT

- J. Alderman Sohns moved to adjourn the Common Council meeting at 9:30 p.m. Seconded by Alderman Hammelman. All voted Aye; motion carried.